

THE ROYAL  
COLLEGE OF SURGEONS  
OF ENGLAND.

DRAFT SUPPLEMENTAL CHARTER.

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# DRAFT

## SUPPLEMENTAL CHARTER.

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*VICTORIA*, by the Grace of God, of the United Kingdom of Great Britain and Ireland Queen, Defender of the Faith, To all to whom these Presents shall come, Greeting.

WHEREAS the Body Politic and Corporate of the Róyal College of Surgeons in London was incorporated or re-established under or by virtue of a certain Charter or Letters Patent, bearing date at Westminster the Twenty-second day of March in the Fortieth year of the Reign of King George the Third, or otherwise as in such Letters Patent mentioned or referred to, and further powers and privileges were granted to the said College by a certain other or Supplemental Charter granted by Letters Patent, bearing date at Westminster the Thirteenth day of February in the Third year of the Reign of King George the Fourth. And by our Letters Patent, bearing date at Westminster the Fourteenth day of September in the Seventh year of our Reign, the name or style of the said College was altered to “The

Royal College of Surgeons of England," by which name or style the said College is now called or known, and divers further powers and privileges were granted to the said College by our said Letters Patent: And the said College is now regulated and governed by and according to the provisions of the said several Charters or Letters Patent, and also by or according to certain Bye-Laws and Ordinances made by the said College for its regulation and better government: And Whereas the Body Politic and Corporate of the said College at present consists of persons created Members of the said College by the said first-mentioned Charter, or constituted such Members by Letters Testimonial under the Common Seal of the said College, of the respective qualifications of such persons to practice the Art and Science of Surgery, and also of persons created Fellows of the said College under the provisions of our said Letters Patent, and elected and declared to be Fellows of the said College by one General Diploma, under the Seal of the said College, enrolled in our High Court of Chancery, and also of other persons appointed under the powers of our said Letters Patent, by the Council of the said College, to be Fellows of the said College by Diplomas under the Seal of the said College, and also of other persons, who after having attained the age of Twenty-five years, and complied with the Rules and Regulations directed by the Bye-Laws of the said College, and having passed a special Examination by the Examiners of the said College, have been admitted Fellows by Diplomas under the Seal of the said College. And the governing body of the said College consists of

a Council of twenty-four persons, some of whom, being Members of the said Council at the date of our said Letters Patent, were thereby continued, and are Life Members thereof, and others of them are elective Members of the said Council, chosen from the Fellows of the said College in manner mentioned, and directed by our said Letters Patent, and hold their office for a limited period only, and one of such twenty-four persons is the President, and two of them are the Vice-Presidents of the said College; and the Court of Examiners of the said College consists of ten persons, some of whom, being Examiners at the date of our said Letters Patent, were thereby continued and are such Examiners for life, and others of them have been elected by the Council of the said College since the date of our said Letters Patent and under the directions therein contained, and hold their office of Examiners during the pleasure of the Council of the said College.

AND WHEREAS, it appears to us expedient that the right of admission to the Fellowship of the said College be extended to such persons as were Members of the said College at the date of our said Letters Patent, subject to certain conditions and regulations hereinafter mentioned, and that the Council of the said College have power annually to elect certain Members of the College to be Fellows, without Examination, in manner hereinafter mentioned. That certain restrictions now existing upon the eligibility of Fellows to be Members of the Council of the said College be removed, and that certain other qualifications be required of Fellows offering themselves as Candidates for the Council. That

certain alterations be made in the electing of Members of the Council. That power be given for admission to the College as hereinafter mentioned of Fellows, Members and Licentiates of certain other Corporate Bodies, as hereinafter mentioned. That certain alterations be made as to the continuance in office of all future Examiners of the said College, and as to the continuance of the President in certain cases as a Member of the Council, and that a Board of Examiners in Midwifery be established, as hereinafter mentioned. Now know ye, That we of our especial grace and mere motion, at the humble Petition of the said Royal College, have willed, ordained, constituted, and declared and granted, and by these Presents, for us, our heirs and successors, do, will, ordain, constitute and declare, and unto the said Royal College of Surgeons of England do grant in manner following, to wit,—

1. THAT it shall be lawful for the Council of the said College at any time or times hereafter, by Diploma or Diplomas under the Seal of the said College, in such form as the said Council may think fit and direct, and without any previous examination, to appoint any person or persons who at the date of our said Letters Patent was or were a Member or Members of the said College of Fifteen Years' standing; and also any person or persons who, being at the date of our said Letters Patent a Member or Members of the said College of less than Fifteen Years' standing, shall have attained at the time of such appointment the standing of Fifteen Years, to be a Fellow or Fellows of the said College, subject to the regulations hereinafter mentioned and directed.



2. THAT the appointment of every person to the Fellowship of the said College under the powers herein contained, shall be determined by the Vote or Ballot of the Council, and be decided by a majority of votes or balls, and that every such person seeking to be admitted to the Fellowship shall transmit or deliver to the Secretary of the said College, at such time before the day appointed for the Ballot or Election as the Council may think proper and direct, a Certificate, signed by such persons as hereinafter mentioned, of the moral character and professional attainments of the person applying for admission to the Fellowship, and that he does not sell or supply Drugs or Medicines otherwise than in the due exercise or practice of his Profession of an Apothecary : and shall also at such time, so to be appointed as aforesaid, transmit or deliver to the said Secretary a Declaration signed by himself, to the effect that he does not sell or supply Drugs or Medicines otherwise than in the due exercise or practice of his Profession of an Apothecary ; and such Certificate and Declaration shall be in such form as the Council of the said College shall from time to time direct.

3. THAT the Certificate to be produced by the persons seeking admission to the Fellowship of the said College, as last aforesaid, shall be signed by Six Fellows of the said College ; or in the case of persons absent from the United Kingdom in the service of our Royal Army or Navy, by Two Fellows of the said College, and by the Director-General or other Officer superintending the Medical Department of the service to which such persons shall respectively belong ; or in the service of the Honour-

able East India Company by Two Fellows of the said College, and by the Secretary to the Military Department of the said Company ; or in the case of persons resident in any of our Colonies, Plantations or Dependencies, by Two Fellows of the said College, and by the Governor, Lieutenant-Governor, or Superintendent thereof, whose signature shall be certified by our Secretary, or one of our Under-Secretaries of State for the Colonies.

4. THAT the Fee to be paid upon the admittance of every Fellow of the said College, to be appointed under the powers hereinbefore contained (over and besides any Stamp Duty on his admittance or Diploma), shall be the sum of Ten Guineas.

5. THAT it shall be lawful for the Council of the said College, by Diploma or Diplomas under the Seal of the said College, in such form as the Council may think proper, to admit to the Fellowship of the said College in each and every year from the date of these our Letters Patent, without examination, but subject to such conditions and regulations as the said Council may think fit, and by any Bye-Law or Bye-Laws direct, any Two persons, being at the time of such admittance Members of the said College of not less than Twenty Years' standing ; and that the Fee to be paid upon the admittance of each such Fellow as last aforesaid shall be the same as the Fee payable upon the admittance of Members of the said College to the Fellowship under the authority of our said Letters Patent.

6. THAT it shall be lawful for the Council of the College, by Diploma under the Seal of the College, to admit without examination to the Membership or Fellowship



of the said College, on such Conditions, and on the payment of such respective Fees as the Council of the College shall by Bye-Law determine, the Fellows, Members and Licentiates respectively of the Royal College of Surgeons in Ireland, the Royal College of Surgeons of Edinburgh, and the Faculty of the Physicians and Surgeons of Glasgow, provided such Fellows, Members and Licentiates shall be, at the time of their application for admission, in the *bonâ fide* practice of the Profession of a Surgeon in England or Wales, and shall have obtained their respective Diplomas or Licences after examination, and such persons so admitted to such Membership or Fellowship, shall take rank amongst the Members or Fellows of the said College, according to the date of such last-mentioned Diplomas or Licences.

7. THAT from henceforth no Fellow of the said College who shall not have been a Fellow of the same for Fourteen Years, or a Member of the same for Twenty Years, and no Fellow of the said College who at the time of election shall not be in the *bonâ fide* practice of his Profession of a Surgeon, or who shall be practising as an Apothecary, shall be eligible as a Member of the Council of the said College; but every Fellow of the said College of such standing as a Fellow or Member of the same as last aforesaid, and who at the time of such election shall be in the *bonâ fide* practice of his Profession of a Surgeon, and shall not be practising as an Apothecary, shall be eligible as a Member of the said Council, any restriction or disqualification in respect of the practice or residence of such Fellow or otherwise in the said Letters Patent contained to the contrary notwith-

standing. But if any Member of the Council shall at any time after his Election cease to be in the *bonâ fide* practice of his Profession of a Surgeon, or shall practise as an Apothecary, he shall thereupon cease to be such Member of the Council, and shall forfeit all his rights and privileges as such Member thereof; and it shall be lawful for the Council of the said College to declare the place of such Member in the Council to be vacant, and the same shall be filled up in manner hereinafter directed respecting vacancies in the Council.

8. THAT all vacancies which shall from henceforth occur in the Council of the said College, either by reason of any of the Members thereof going out of office by rotation or from any other cause, shall be filled up in manner hereinafter mentioned on the first Thursday in the month of July in every year, or within one Calendar Month afterwards, unless at any time the number of Members of the said Council shall be reduced below eighteen, in which case it shall be lawful for the Council of the said College to appoint such day for filling up the vacancies as they may think proper: and that the Council of the said College shall cause a notice of the day appointed for the election of Members into the Council to supply the vacancies occasioned either by Members going out of office by rotation, or by any other cause, and of the number of vacancies to be filled up, to be advertised in the 'London Gazette' at such time as the Council shall from time to time direct, before the day appointed for such Election, and shall also cause such notice to be published or announced in such other manner as the said Council may from time to time direct.

9. THAT every eligible Fellow who shall intend to offer himself as a Candidate for a Seat in the Council of the said College shall within such time as the Council shall from time to time direct from the publication of the 'London Gazette,' in which the day of Election shall be announced, transmit or deliver to the Secretary of the said College a notice signed by himself of such his intention, together with a nomination signed by six Fellows of such person as a fit person to be elected into the Council, and a Certificate that he is in the *bonâ fide* practice of his Profession as a Surgeon, and that he does not practise as an Apothecary, which certificate shall be signed by three Fellows of the said College; and the person so intending to offer himself as a Candidate for the Council shall at the same time transmit or deliver to the said Secretary a Declaration signed by himself, that he is in the *bonâ fide* practice of his Profession as a Surgeon, and that he does not practise as an Apothecary; and such nomination and certificate, and also such declaration as last aforesaid, shall be in such form as the Council of the said College shall from time to time direct.

10. THAT no Fellow shall have power to nominate at any one election any greater number of persons as Candidates for the Council than the number of vacancies which shall be to be filled up at such Election; and if any Fellow shall at any such Election nominate any greater number of Candidates than as last aforesaid, then such Fellow shall be incapacitated from voting at that Election.

11. THAT no Member of Council shall go out of Office by rotation whilst holding the Office of President; and

that as often as it shall happen that the President shall be one of the Members, who would at any Annual Meeting go out of Office by rotation, two Members of Council only, instead of three as prescribed by the Charter, shall be elected at such Meeting—and that at the next Annual Meeting such Member shall go out of Office in addition to any other Members of Council going out of Office by rotation according to our said Letters patent—but any Member whose going out of Office shall have been postponed as above provided, shall in case of his re-election into the Council on his going out of Office at such succeeding Annual Meeting as afore-said, on all future occasions go out of Office in the same order as if he had been re-elected at the time when he would, but for this provision, have gone out of Office.

12. THAT the Council of the said College shall cause lists of the names of all eligible Fellows of the said College who shall in manner hereinbefore directed be nominated as Candidates for the Council, and shall have complied with the provisions hereinbefore contained respecting the Notice, Certificate and Declaration to be transmitted to the Secretary of the said College, as and together with the names of the Fellows by whom they shall respectively be so nominated, to be published in the 'London Gazette' and in two London Daily Newspapers, at such time before the day appointed for the Election as the Council shall from time to time direct.

13. THAT henceforth, instead of the name of every Fellow eligible to be elected being announced to the Meeting in the order and according to the priority in which his name shall stand in the Register of Fellows,



as directed by our said Letters Patent, the names of all Fellows included in the Lists so published as aforesaid, shall be announced to the Meeting as the Candidates for Election.

14. THAT the names of the Members of the Council who shall in each year retire from Office by rotation, shall, if they shall be desirous of re-election, and shall intimate such their desire in writing to the Secretary of the said College within such period as the Council shall determine before the day appointed for the Election, be placed at the head of the Lists of Candidates to be published as hereinbefore directed ; and that such persons, if re-elected into the Council, shall take precedence of all other persons who shall be elected into the Council on the same day, and shall with respect to each other take precedence according to their former seniority in the Council.

15. THAT any nomination and certificate or declaration hereinbefore required to be made or produced upon or previously to the election of any Fellow into the Council of the said College, being transmitted or delivered in the manner hereinbefore required, the same (as regards the matters or particulars so to be certified and declared as aforesaid, but no further) shall be final and conclusive as to the eligibility of such Fellow. But if it shall afterwards appear to the satisfaction of the Council of the said College, that any such nomination or certificate or declaration is in any respect untrue or fraudulent, then it shall be lawful for the Council of the said College to declare the Member of the Council, to whom such nomination and certificate may relate, or by whom such decla-



AND WE DO HEREBY for Us, Our heirs and successors, grant and confirm unto them all such jurisdictions, powers, authorities and discretions accordingly.

AND WE DO HEREBY for Us, Our heirs and successors, further grant unto the said College, that these, our Letters Patent, or the enrolment or exemplification thereof, shall be in and by all things, good, firm, valid, sufficient and effectual in the Law, according to the true intent and meaning thereof, notwithstanding the not fully or not duly reciting the said several Letters Patent, or the dates thereof, or any other omission, imperfection, defect, matter, cause or thing whatsoever, the same or any Rule or Law to the contrary thereof, in anywise notwithstanding. In witness whereof, We have caused these Our Letters to be made Patent.

WITNESS Ourselves at Our Palace at Westminster, this  
day of            in the            year of our Reign.